

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

TAMIA BANKS, et al.,

Plaintiffs,

v.

COTTER CORPORATION (N.S.L.), et al.,

Defendants.

Case No. 4:20-cv-01227

COTTER CORPORATION (N.S.L.),

Third-Party Plaintiff,

v.

MALLINCKRODT LLC, EVERZINC USA
INC., BRIDGETON LANDFILL, LLC,
REPUBLIC SERVICES, INC., ALLIED
SERVICES, LLC, WESTLAKE LANDFILL,
INC., and ROCK ROAD INDUSTRIES, INC.,

Third-Party Defendants.

**COTTER CORPORATION (N.S.L.)’S UNOPPOSED MOTION FOR EXTENSION OF
TIME TO RESPOND TO LANDFILL DEFENDANTS’ MOTION TO DISMISS ITS
THIRD-PARTY COMPLAINT**

Cotter Corporation (N.S.L.) (“Cotter”), for its unopposed motion for extension of time to respond to the motion to dismiss filed by Bridgeton Landfill, LLC (“Bridgeton”), on its own behalf and as the merger successor of West Lake Landfill, Inc. and the merger successor of Rock Road Industries, Inc., Republic Services, Inc. (“Republic”), and Allied Services, LLC (“Allied”) (collectively, “Landfill Defendants”), respectfully states as follows:

1. This action was recently removed to this Court by Mallinckrodt LLC.
2. On June 30, 2020, prior to the filing of the removal petition, Cotter filed a Third-Party Petition against the Landfill Defendants and other third-party defendants.
3. The Landfill Defendants moved to dismiss Cotter's Third-Party Petition in this Court on September 17, 2020. ECF No. 21.
3. To efficiently address the Motion to Dismiss filed by the Landfill Defendants in light of the likely proceedings regarding the removal petition, Cotter respectfully requests that its response to the Landfill Defendants' motion to dismiss be extended to October 16, 2020.
4. Counsel for Cotter conferred with counsel for the Landfill Defendants, who do not oppose this motion.

WHEREFORE, Cotter respectfully moves the Court for an Order providing Cotter up to and including October 16, 2020 to respond to the Landfill Defendants' Motion to Dismiss.

Dated: September 25, 2020

Respectfully submitted,

/s/ Brian O. Watson

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**ATTORNEYS FOR DEFENDANT
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CERTIFICATE OF SERVICE

I certify that on September 25, 2020, these papers were filed through the Eastern District of Missouri Court's eFiling system, which will automatically serve an electronic copy upon all counsel of record.

Respectfully submitted,

/s/ Brian O. Watson

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